IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

DENNIS SMITH,

Plaintiff,

v.

C.A. No. 98-639-JJF

EX-POLICE CHIEF GUY D.

BAYNARD,

Defendants.

NOTICE OF SERVICE

I HEREBY CERTIFY that on this 5th day of June, 2006, a copy of DEFENDANT'S PROPOSED JURY INSTRUCTIONS, DEFENDANT'S PROPOSED VOIR DIRE, DEFENDANT'S PROPOSED PRE-TRIAL ORDER AND DEFENDANT'S SPECIAL FORM OF VERDICT were served via Lexis/Nexis File and mailed first class upon the following party:

Mr. Dennis Lee Smith P.O. Box 311 Selbyville, DE 19975

AKIN & HERRON, P.A.

/s/Bruce C. Herron
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